

**COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL
PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WASTE MANAGEMENT
14 REILLY ROAD
FRANKFORT, KENTUCKY 40601
TELEPHONE NUMBER (502)564-6716**

**WASTE TIRE FACILITY REGISTRATION FORM
DEP Form 7101A**

KRS 224.50 requires that no person shall accumulate more than twenty-five (25) waste tires at a time for processing, transport more than fifty (50) waste tires at a time, or accumulate more than one hundred (100) waste tires at a time without first registering and receiving a letter of approval from the cabinet.

This form is to be used to register waste tire accumulators, transporters, and processors in accordance with KRS 224.50. To register such a facility, the original and one (1) copy of this completed registration form (please type or print) should be submitted to the Solid Waste Branch in the Division of Waste Management at the address listed above. If you are submitting a modification to an existing registration, please indicate this on the registration form and attach a cover letter explaining the modification. Questions regarding this form may be directed to the Solid Waste Branch as listed above.

Registrants are expected to understand and comply with KRS 224.50, as it applies to the management and disposal of waste tires. To obtain a copy of these statutes, contact the Division of Waste Management's Program Planning and Administration Branch at (502) 564-6716.

Section I

Facility Information

1. Facility Type: ☐ Waste Tire Accumulator ☐ Waste Tire Processor ☐ Waste Tire Transporter
2. ☐ New Registration ☐ Modification of existing registration (Registration # _____)
- Reason for modification _____
3. Official name of legal entity that owns and operates the facility (corporation, city, fiscal court, etc.):

4. Facility Owner Mailing Address _____
5. City _____ 6. State _____ 7. ZIP _____
8. County _____
9. Facility Owner Contact Person _____ 10. Title _____
11. Owner Contact Phone Number (____) _____ - _____ 12. Fax Number _____
13. Facility Name _____
14. Facility Location (street or physical location, no P.O. Boxes) _____

15. City _____ 16. ZIP _____ 17. County _____
18. Facility Contact Person _____ 19. Title _____
20. Facility Phone Number (____) _____ - _____
21. Latitude 3 ° ' " 22. Longitude 8 ° ' "
23. Describe the activities of the operation as they relate to waste tires. Provide enough detail to demonstrate compliance with the requirements of KRS 224.50 as they relate to waste tires. Provide this description as *Attachment 1*. ☐ Submitted
24. List the total number of mobile waste tire containers (trailers, roll-offs, etc.) being registered, if applicable: _____
25. What is the anticipated date when the facility will begin operating? _____
26. What is the anticipated, average number of passenger tire equivalents (PTEs) to be accepted on a daily and annual basis?
Daily _____ Annual _____
27. What is the anticipated, average number of PTEs to be processed on a daily and annual basis?
Daily _____ Annual _____ Not Applicable

28. Including all storage areas and mobile waste tire containers, what is the maximum number of PTEs to be accumulated at this facility at any given time? (This is the amount on which financial assurance will be based.)

Total capacity of all storage areas		_____
Total capacity of all mobile waste tire containers	+	_____
Maximum number of PTEs	=	_____

29. List the destination of the waste tires (for example, landfill; end user; processor; accumulator).

Name of Facility	Permit or Registration Number	State
_____	_____	_____
_____	_____	_____
_____	_____	_____

(NOTE: If waste tires are taken to a landfill, the landfill will require identification of the sources (counties or state of origin) of the waste tires to make sure that the landfill is permitted to accept waste from those sources. If the landfill has not been approved to accept waste from the sources where the waste tires originated, the landfill will not accept those tires.)

30. Provide a description of how mosquitoes and water entrapment will be prevented in the waste tires:

(If more space is needed use a separate page and label as *Attachment 2*. ☐ Submitted ☐ Not applicable)

31. If waste tires are to be incinerated or used as a fuel, provide evidence of the local determination in accordance with KRS 224.40-315 (1). Please label this evidence as *Attachment 3*.

☐ Submitted ☐ Not applicable

32. Submit a current site plan drawing showing all buildings, roads, property boundaries, streams, ponds, fences, tire storage areas, etc. Label as *Attachment 4*. ☐ Submitted

33. Submit a U.S.G.S. 7.5 minute topographic map showing the location of the facility and the property boundaries. Please label as *Attachment 5*. ☐ Submitted

"I certify, under penalty of law, that I have read and understood the requirements of the waste tire program and will comply with these requirements. I also certify that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for knowingly submitting false information, including fines and imprisonment for such violations."

Name of Registrant's Responsible Official (print) _____

Title _____

Signature and Date _____

Subscribed and sworn to before me by _____

this the _____ day of _____, 19 _____

Notary Public signature _____

State of _____ County of _____

My commission expires _____

Notary Public's name and address _____

Any person who knowingly provides false information in any document filed or required to be maintained under KRS Chapter 224 shall be guilty of a Class D felony and upon conviction thereof shall be punished by a fine not to exceed twenty-five thousand dollars (\$25,000), by imprisonment for a term of not less than one year and not more than five years, or both by fine and imprisonment.

Section II

Registrant Disclosure Statement

The registrant is required to submit the following information to the Cabinet before the registration may be accepted. This disclosure is also required prior to a change in key personnel of the registrant. The registrant is the corporation, business, individual, or government agency that owns the facility.

1. Registrant's complete name _____

2. Social Security Number/State of Incorporation or Registration _____

3. Mailing Address _____

4. City _____ 5. State _____ 6. ZIP _____

7. Provide the names of all key personnel as defined by KRS 224.01-010 and their titles or positions. A Key Personnel Disclosure Statement (Section III) must be submitted for each individual listed below. Sole proprietors and government agencies are not required to submit key personnel disclosure statements.

Key Person

Title/Position

If more space is needed, use a separate page and label as *Attachment 6*. ☐ Submitted ☐ Not applicable

8. Submit a signed letter describing in detail the registrant's experience in managing solid waste (including waste tires). Label as *Attachment 7*. ☐ Submitted

9. Submit a list of all permits, registrations, or licenses relating to solid waste management presently held by the registrant. Provide the facility name, permit number, location, and issuing authority or agency. Label as *Attachment 8*. ☐ Submitted ☐ Not applicable

10. Submit a list of all permits, registrations, or licenses relating to solid waste management held by the registrant within the last five years. Provide the facility name, permit number, location, and issuing authority or agency. Label as *Attachment 9*. ☐ Submitted ☐ Not applicable

11. Submit a signed letter describing in detail the registrant's experience in managing hazardous waste.

Label as *Attachment 10*. ☐ Submitted ☐ Not applicable

12. Submit a list of all permits or licenses relating to hazardous waste management presently held by the registrant. Provide the facility name, permit number, location, and issuing authority or agency. Label as *Attachment 11*. ☐ Submitted ☐ Not applicable

13. Submit a list of all permits or licenses relating to hazardous waste management held by the registrant within the last five years. Provide the facility name, permit number, location, and issuing authority or agency. Label as *Attachment 12*. ☐ Submitted ☐ Not applicable

14. Submit a list of the names, addresses, type of interest, and nature of interest of all waste sites, waste facilities, and solid waste management facilities in which the registrant has a financial interest, an equitable interest, or in which the registrant is an officer, director or manager, and identify the nature of the registrant's interest or involvement. Label as *Attachment 13*. ☐ Submitted ☐ Not applicable

15. Have any civil or administrative complaints been brought or filed against the registrant for the violation of any state or federal environmental protection law which resulted in a fine or penalty greater than one thousand dollars (\$1,000) within the five year period immediately preceding the submission date of this registration? ☐ Yes ☐ No

If yes, submit a signed letter describing each civil or administrative complaint which resulted in the fine or penalty. Include in the description the style of the complaint; the case, file, or other identifying number; the identity of all parties named in the complaint; the forum in which the complaint was filed; the identity of each state or federal agency involved with or named in the complaint; the amount of the fine(s) or penalty(s); whether the fine or penalty has been paid; the identity and description of each law or regulation violated or alleged to have been violated and upon which the fine(s) or penalty(s) is/are based; and state whether the fine was the result of settlement or agreed order, an administrative order, or a court judgement. If litigation is ongoing, describe any orders or judgements entered and describe the current status of the litigation. Label as *Attachment 14*. ☐ Submitted ☐ Not applicable

16. Have any civil or administrative complaints been brought or filed against the registrant which allege that an act or omission that constitutes a violation of a state or federal environmental protection law or regulation presented a substantial endangerment to public health or to the environment? ☐ Yes ☐ No

If yes, submit a signed letter describing each civil complaint and each administrative complaint containing the allegation of the act or omission presenting a substantial endangerment to public health or the environment. Each description shall include at a minimum the following: the style of the complaint; the case,

file, or other identifying number; the identities of each party to the complaint; the forum in which the complaint was brought; the identity of each state or federal agency involved with or named in the complaint; an explanation of the alleged act or omission; the identity and a description of the environmental protection law or regulation alleged to have been violated; an explanation of all corrective action measures performed to correct or mitigate the alleged violation(s); a description of the alleged endangerment to public health or to the environment; and state whether the issues raised in the complaint have been resolved, and if so, whether the resolution was the result of settlement or agreed order, an administrative order, or a court judgement. If litigation on the allegation(s) is ongoing, describe any orders or judgements entered and describe the present status of the litigation. Label as *Attachment 15*. ☐ Submitted ☐ Not applicable

17. At this time, are there any pending criminal complaints which allege the registrant's violation of a state or federal environmental protection law or regulation?

☐ Yes ☐ No

If yes, submit a signed letter describing at a minimum the style of the case and the identifying case number, the date the complaint was filed, the forum in which the complaint is pending, the identity of the law or regulation allegedly violated and a narrative description of the law or regulation, whether the alleged violation(s) is a misdemeanor or a felony, and all actions and pleadings that have occurred or have been filed in association with the complaint. Criminal complaints filed more than five years prior to the date of submission of this registration need not be listed. Label as *Attachment 16*. ☐ Submitted ☐ Not applicable

18. Have there been any judgements of criminal conviction entered against the registrant for the violation of any state or federal environmental protection law or regulation within the five years preceding the date of submission of this registration?

☐ Yes ☐ No

If yes, submit a signed letter describing all judgements of criminal conviction entered in detail which includes at a minimum the following: style; case number; forum in which the complaint was entered; date of judgement; sentence imposed; the identity and a description of each law the registrant was convicted of violating; whether the conviction was the result of a plea agreement or a trial; and, if on appeal, the status of the appeal. Label as *Attachment 17*. ☐ Submitted ☐ Not applicable

19. Have there been any judgements of criminal conviction of a felony under the laws of any state or of the United States that have been entered against the registrant within the five years preceding the date of submission of this registration?

☐ Yes ☐ No

If yes, submit a signed letter describing all judgements of criminal conviction entered in detail which includes at a minimum the following: style; case number; forum in which the complaint was entered; date of

judgement; sentence imposed; the identity and a description of each law the registrant was convicted of violating; whether the conviction was the result of a plea agreement or trial; and, if on appeal, the status of the appeal. Label as *Attachment 18*. ☐ Submitted ☐ Not applicable

20. An individual, by executing this document on behalf of a corporation or other entity, certifies that she or he is duly authorized to act on behalf of the corporation or other entity and provide the information contained herein. All signatures on the original registration must be in indelible ink, photocopies will not be accepted.

"I certify, under penalty of law, that this document and all were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for knowingly submitting false information, including fines and imprisonment for such violations."

Name of Registrant's Responsible Official (print) _____

Title _____

Signature and Date _____

Subscribed and sworn to before me by _____

this the _____ day of _____, 19 _____

Notary Public signature _____

State of _____ County of _____

My commission expires _____

Notary Public's name and address _____

Any person who knowingly provides false information in any document filed or required to be maintained under KRS Chapter 224 shall be guilty of a Class D felony and upon conviction thereof shall be punished by a fine not to exceed twenty-five thousand dollars (\$25,000), by imprisonment for a term of not less than one year and not more than five years, or both by fine and imprisonment.

Section III

Key Personnel Disclosure Statement

Before completing, make blank copies of this section for each individual listed as a key personnel in Section II, Number 7. Each individual who is a key personnel of the registrant is required to submit the following information to the Cabinet before the registration can be accepted. This disclosure is also required prior to a change in key personnel of the registrant. Sole proprietorships and government agencies are exempt from submitting key personnel disclosure statements.

1. Key Person (print) _____
2. Mailing Address _____
3. Phone Number(_____) - _____ 4. Fax Number _____
5. City _____ 6. State _____ 7. ZIP _____
8. What is the relationship between the registrant and key person? Reference KRS 224.010-10.
☐ Partner ☐ Shareholder ☐ Corporate Official
9. Describe the relationship (partner, vice president, etc...) _____
10. Submit a signed letter describing in detail the key person's experience in managing solid waste (including waste tires). Label as *Attachment 19*. ☐ Submitted ☐ Not applicable
11. Submit a list of all permits, registrations, or licenses relating to solid waste management presently held by the key person. Provide the facility name, permit number, location, and issuing authority or agency. Label as *Attachment 20*. ☐ Submitted ☐ Not applicable
12. Submit a list of all permits, registrations, or licenses relating to solid waste management held by the key person within the last five years. Provide the facility name, permit number, location, and issuing authority or agency. Label as *Attachment 21*. ☐ Submitted ☐ Not applicable
13. Submit a list of all permits or licenses relating to hazardous waste management presently held by the key person. Provide the facility name, permit number, location, and issuing authority or agency. Label as *Attachment 22*. ☐ Submitted ☐ Not applicable
14. Submit a list of all permits or licenses relating to hazardous waste management held by the key person within the last five years. Provide the facility name, permit number, location, and issuing authority or agency. Label as *Attachment 23*. ☐ Submitted ☐ Not applicable

15. Have any civil or administrative complaints been brought or filed against the key person for the violation of any state or federal environmental protection law which resulted in a fine or penalty greater than one thousand dollars (\$1,000) within the five year period immediately preceding the submission date of this registration?

☐ Yes ☐ No

If yes, submit a signed letter describing each civil or administrative complaint which resulted in the fine or penalty. Include in the description the style of the complaint; the case, file, or other identifying number; the identity of all parties named in the complaint; the forum in which the complaint was filed; the identity of each state or federal agency involved with or named in the complaint; the amount of the fine(s) or penalty(s); whether the fine or penalty has been paid; the identity and description of each law or regulation violated or alleged to have been violated and upon which the fine(s) or penalty(s) is/are based; and state whether the fine was the result of settlement or agreed order, an administrative order, or a court judgement. If litigation is ongoing, describe any orders or judgements entered and describe the current status of the litigation. Label as *Attachment 24*. ☐ Submitted ☐ Not applicable

16. Have any civil or administrative complaints been brought or filed against the key person which allege that an act or omission that constitutes a violation of a state or federal environmental protection law or regulation presented a substantial endangerment to public health or to the environment?

☐ Yes ☐ No

If yes, submit a signed letter describing each civil complaint and each administrative complaint containing the allegation of the act or omission presenting a substantial endangerment to public health or the environment. Each description shall include at a minimum the following: the style of the complaint; the case, file, or other identifying number; the identities of each party to the complaint; the forum in which the complaint was brought; the identity of each state or federal agency involved with or named in the complaint; an explanation of the alleged act or omission; the identity and a description of the environmental protection law or regulation alleged to have been violated; an explanation of all corrective action measures performed to correct or mitigate the alleged violation(s); a description of the alleged endangerment to public health or to the environment; and state whether the issues raised in the complaint have been resolved, and if so, whether the resolution was the result of settlement or agreed order, an administrative order, or a court judgement. If litigation on the allegation(s) is ongoing, describe any orders or judgements entered and describe the present status of the litigation. Label as *Attachment 25*. ☐ Submitted ☐ Not applicable

17. At this time, are there any pending criminal complaints which allege the key person's violation of a state or federal environmental protection law or regulation?

☐ Yes ☐ No

If yes, submit a signed letter describing at a minimum the style of the case and the identifying case

number, the date the complaint was filed, the forum in which the complaint is pending, the identity of the law or regulation allegedly violated and a narrative description of the law or regulation, whether the alleged violation(s) is a misdemeanor or a felony, and all actions and pleadings which have occurred or have been filed in association with the complaint. Criminal complaints filed more than five years prior to the date of submission of this registration need not be listed. Label as *Attachment 26*. ☐ Submitted ☐ Not applicable

18. Have there been any judgements of criminal conviction entered against the key person for the violation of any state or federal environmental protection law or regulation within the five years preceding the date of submission of this registration?

☐ Yes ☐ No

If yes, submit a signed letter describing all judgements of criminal conviction entered in detail which includes at a minimum the following: style; case number; forum in which the complaint was entered; date of judgement; sentence imposed; the identity and a description of each law the registrant was convicted of violating; whether the conviction was the result of a plea agreement or trial; and, if on appeal, the status of the appeal. Label as *Attachment 27*. ☐ Submitted ☐ Not applicable

19. Have there been any judgements of criminal conviction of a felony under the laws of any state or of the United States that have been entered against the key person within the five years preceding the date of submission of this registration?

☐ Yes ☐ No

If yes, submit a signed letter describing all judgements of criminal conviction entered in detail which includes at a minimum the following: style; case number; forum in which the complaint was entered; date of judgement; sentence imposed; the identity and a description of each law the registrant was convicted of violating; whether the conviction was the result of a plea agreement or trial; and, if on appeal, the status of the appeal. Label as *Attachment 28*. ☐ Submitted ☐ Not applicable

20. Submit a list of the names, addresses, type of interest, and nature of interest of all waste sites, waste facilities, and solid waste management facilities in which the key person has a financial interest, an equitable interest, or in which the registrant is an officer, director or manager, and identify the nature of the registrant's interest or involvement. Label as *Attachment 29*. ☐ Submitted ☐ Not applicable

21. An individual, by executing this document on behalf of a corporation or other entity, certifies that she or he is duly authorized to act on behalf of the corporation or other entity and provide the information contained herein. All signatures on the original registration must be in indelible ink, photocopied signatures will not be accepted.

"I certify, under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for knowingly submitting false information, including fines and imprisonment for such violations."

Name of key person (print) _____

Title _____

Signature and Date _____

Subscribed and sworn to before me by _____

this the _____ day of _____, 19 _____

Notary Public signature _____

State of _____ County of _____

My commission expires _____

Notary Public's name and address _____

Any person who knowingly provides false information in any document filed or required to be maintained under KRS Chapter 224 shall be guilty of a Class D felony and upon conviction thereof shall be punished by a fine not to exceed twenty-five thousand dollars (\$25,000), by imprisonment for a term of not less than one year and not more than five years, or both by fine and imprisonment.